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European Union

Brussels, 21 February 2017  
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RECH 109  
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## DECLASSIFICATION

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Subject: Adoption of a Council Decision authorizing the Commission to negotiate an agreement for scientific and technological cooperation between the European Community and Ukraine

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Delegations will find attached the declassified version of the above document.

The text of this document is identical to the previous version.



**COUNCIL OF  
THE EUROPEAN UNION**

**Brussels, 13 September 2001**

**11831/01**

**RESTREINT**

**RECH 109  
NIS 66**

**"I/A" ITEM NOTE**

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from : General Secretariat of the Council  
to : Permanent Representatives Committee/Council

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No. Cion prop.: 11276/01 RECH 94 NIS 63 – SEC(2001) 1179 final

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Subject : Adoption of a Council Decision authorizing the Commission to negotiate an agreement for scientific and technological cooperation between the European Community and Ukraine.

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1. On 24 July 2001, the Commission submitted to the Council its recommendation for the above-mentioned decision. The Commission's proposal is based on Article 300 of the Treaty establishing the European Community, in conjunction with Article 58 of the Partnership and Co-operation Agreement between the EU and Ukraine<sup>1</sup>.
2. After examining this recommendation the Research Working Party reached agreement on the text of the decision authorizing the Commission to negotiate the agreement (Annex I), as well as the negotiating directives (Annex II).
3. It is suggested, therefore, that the Permanent Representatives Committee recommends the Council to adopt as an "A" item this Decision and the negotiating directives at one of its future sessions.

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<sup>1</sup> O.J. L 49 of 19 February 1998.

**COUNCIL DECISION**

**authorising the Commission to negotiate  
an agreement for scientific and technological cooperation  
between the European Community and Ukraine**

1. The Council authorises the Commission to negotiate an agreement for scientific and technological cooperation between the European Community and Ukraine.
2. The Commission shall conduct the negotiations with the assistance of the special committee set up for this purpose in accordance with Article 300 of the Treaty establishing the European Community.
3. The Council calls on the Commission to conduct these negotiations in line with the attached negotiating directives.
4. The Commission shall keep the Council informed of progress with the negotiations.

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## NEGOTIATING DIRECTIVES

### For a scientific and technological cooperation agreement with Ukraine

#### 1. Objectives

The aim of the negotiations is to conclude an agreement for cooperation in a number of sectors of interest to both parties. Such cooperation should be of mutual benefit.

#### 2. Forms and means of cooperation

Cooperation should take the following forms:

- Participation of Ukrainian research entities in research projects related to the Community's non-nuclear Framework Programme for RTD and a reciprocal participation of research entities of the European Union in Ukrainian projects in similar areas of research. As regards Ukrainian participation in Community research projects, such participation shall be subject to the rules for the participation of undertakings, research centres and universities in the specific programmes of research, technological development and demonstration of the European Community;
- Visits and exchanges of scientists;
- Participation by experts in seminars, symposia and workshops;
- Active scientific and technological information exchange through existing and future information means (including on-line access to scientific publications).

### 3. Scope of the agreement

Cooperation under this agreement may cover all research activities related to the 5th Community's multi-annual Framework Programme for RTD (1998-2002) and considered of mutual interest.

### 4. Duration

The agreement shall be concluded up to the end of the year 2002 and will be renewable by common agreement between the parties.

### 5. Dissemination and utilisation of information

Participation of Ukrainian entities in Community RTD projects and the dissemination and optimisation of results, including intellectual property rights, will be subject to the rules applicable to Community's research programmes, at present specified in the Council Decision 1999/65/CE of 22 December 1998, concerning the rules for the dissemination of the research results from the specific programmes of research, technological development and demonstration of the European Community and, where appropriate, to the guiding principles of the allocation of intellectual property rights applicable to scientific and technological cooperation with third countries, laid down in the Joint Declaration of the Council and the Commission of 26 June 1992.

Mutatis mutandis, entities from the Community participating in Ukrainian research activities under this agreement shall have the same rights and obligations as the entities from the Ukraine under the activity in question.

### 6. Financing

As far as the participation of Ukrainian research bodies in Community research projects is concerned, the provisions concerning the rules for the participation of undertakings, research centres and universities in research, technological development and demonstration activities of the European Community shall apply.

7. Management of the agreement

A Science and Technology Expert Group, which will meet formally as part of the Sub-Committee of Transport, Telecommunications, Science and Technology, Training and Education under the Partnership and Cooperation Agreement, will be set up to promote and keep under review the various cooperation activities envisaged under the agreement. The Committee will normally meet once per year. Extraordinary meetings will be held at the request of either party.

8. Negotiating procedure

The Commission will keep the Council informed of the state of progress of the negotiations.

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